

The Town of Lake Park
Community Development Department
CODE COMPLIANCE BOARD
MEETING MINUTES
AUGUST 16, 2007
7:00 P.M.

CALL TO ORDER

The Code Compliance Board of the Town of Lake Park met in regular session on Thursday, August 16, 2007, in the Town Hall Commission Chambers and was called to order by Chairperson Desca Dubois at 7:05 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairperson Dubois.

ROLL CALL

Code Compliance Board Members present were:

Desca Dubois, Chair
Genanne Doughty
Robin Maibach
Christina Catasus
Barbara Bursey
Helen Hironimus

Also in attendance:

Glen Torcivia, Special Magistrate
Patrick Sullivan, Director of Community Development
Greg Durgin, Code Compliance Officer
Doris Bainter, Code Compliance Officer
Kim Rowley, Code Compliance Administrative Secretary

SWEARING IN OF WITNESSES

Staff members, Respondents, and audience members wishing to testify before the Board were sworn in by Magistrate Torcivia.

APPROVAL OF MINUTES

A motion was made by **Board Member Catusus** to approve the minutes of the April 19, 2007, Code Compliance Board Meeting as submitted. The motion was seconded by **Board Member Maibach** and the motion carried unanimously.

VIOLATION CASES

Agenda Number
2007-08-1

CASE NUMBER:
07050166

Owner	Address
LEONARD DONALD/JOHN LEWIS HI-LAND PROPERTIES LLC	704 W JASMINE DR Town of Lake Park FL, 33403

Description

Dead tree in backyard. No self-closing chainlink fencing gate, swimming pool.

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54- 127	Sanitation requirements.	15
Chapter 78 ZONING*	Sec. 78- 113	Enclosing swimming pools.	15

Officer Durgin presented the history of Case No. 07050166 and the unresolved violations at 704 W. Jasmine Drive.

Officer Durgin recommended that the Respondent be ordered to achieve compliance by no later than August 26, 2007, failing which a fine of \$250.00 per day, per violation be imposed for every day the violations continue to exist thereafter. Additionally, administrative costs in the amount \$165.92 shall be paid by the compliance date. The case file and photos were submitted as evidence.

MOTION: Board Member Bursey made a motion to find the violation and to give the Respondent until August 26, 2007, to come into compliance, failing which a fine of \$250.00 per day, per violation shall be imposed and administrative costs in the amount of \$165.62 shall be paid by the compliance date. The Motion was seconded by Board Member Catasus and carried unanimously.

Agenda Number
2007-08-2

Case Number
07070105

Owner	Address
LEONARD CASSIE & LEONARD DONALD	704 W JASMINE DR Town of Lake Park FL, 33403
Description Overgrown property.	

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 16 OFFENSES*	Sec. 16-10	Maintenance of private property.	5

Officer Durgin presented the history of Case No. 07070105 and the unresolved overgrown property violation at 704 W. Jasmine Drive, a vacant property.

Officer Durgin recommended that the Respondent be ordered to achieve compliance by no later than August 26, 2007, failing which a fine of \$100.00 per day shall be imposed for every day the violation continues thereafter. Additionally, administrative hearing costs in the amount \$157.41 shall be paid by the compliance date.

MOTION: Board Member Maibach made a motion to find the violation and to give the Respondent until August 26, 2007, to come into compliance, failing which a fine of \$100.00 per day shall be imposed and administrative costs in the amount of \$157.41 shall be paid within ten (10) days of this Hearing. The Motion was seconded by Board Member Doughty and carried unanimously.

Agenda Number
2007-08-3

Case Number
07050013

Owner
GERMINAL
DOMINQUE

Address
912 W KALMIA DR Town of Lake Park FL, 33403

Description

Offensive Property Condition; Environment nuisance, overgrowth, trash/litter, building material and vehicle parts throughout property

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 10 ENVIRONMENT*	Sec. 10-32	Prohibited nuisances on developed or cleared lots.	5
Chapter 78 ZONING*	Sec. 78-35	Offensive, etc., uses.	5

Officer Durgin presented the history of Case No. 07050013 and the unresolved violations at 912 W. Kalmia Drive regarding unresolved offensive property conditions despite several conversations with the property owner. The case file and photos were shown as evidence.

Officer Durgin recommended that the Respondent be ordered to achieve compliance by no later than August 30, 2007, failing which a fine of \$200.00 per day, per violation shall be imposed for every day the violations continue to exist thereafter. Additionally, administrative costs in the amount \$183.93 shall be paid within ten (10) days of the Hearing.

MOTION: Board Member Doughty made a motion to find the violation and to give the Respondent until August 30, 2007, to come into compliance, failing which a fine of \$200.00 per day, per violation shall be imposed and administrative costs in the amount of \$183.93 are to be paid by the compliance date. The Motion was seconded by Board Member Catasus and carried unanimously.

Agenda Number
2007-08-4

Case Number
07050085

Owner	Address
CHANG PETER C	814 POPLAR DR Town of Lake Park FL, 33403

Description
Damaged driveway pole light, rotting fascia and siding and windows covered with plywood. Paint exterior of house.

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-124	Minimum requirements for electrical systems.	21
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-125	General requirements for the exterior and interior of structures.	21

Code Officer Durgin presented the history of Case No. 07050085 at 814 Poplar Drive involving fascia, paint, windows covered by plywood and rotten siding. Officer Durgin explained that 90% of the work had been completed by August 8, 2007, and that Mr. Chang had spent \$50,000 to replace the roof.

Officer Durgin recommended that the Respondent be ordered to achieve compliance by no later than September 16, 2007, failing which a fine of \$200.00 per day, per violation shall be imposed for every day the violations continue to exist thereafter and that administrative costs in the amount \$140.21 shall be paid by the compliance date. Officer Durgin suggested that the administrative costs be waived if compliance is achieved prior to September 16, 2007. The case file and photos were shown as evidence.

MOTION: Board Member Bursey made a motion to find the violations and to give the Respondent until September 16, 2007, to come into compliance, failing which a fine of \$200.00 per day, per violation shall be imposed and administrative costs in the amount of \$140.21 by the compliance date. The Motion was seconded by Board Member Catasus and carried unanimously.

Agenda Number
2007-08-5

Case Number
07040058

Owner	Address
MCCLEAN IAN & MCCLEAN AVONELLE	953 POPLAR DR Town of Lake Park FL, 33403

Description
Prohibited outdoor storage of covered vehicle with no tag.

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 68 OUTDOOR STORAGE*	Sec. 68-1	Purpose and intent.	10
Chapter 68 OUTDOOR STORAGE*	Sec. 68-2	Definitions.	10
Chapter 68 OUTDOOR STORAGE*	Sec. 68-3	Outdoor storage for single-family and duplex sites.	

Officer Durgin explained that Case No. 07040058 was closed because the vehicle was removed from the property prior to the Hearing.

Agenda Number
2007-08-6

Case Number
07060065

Owner	Address
VILME DUCIS & MARIE F VILME MARIE F	848 HAWTHORNE DR Town of Lake Park FL, 33403

Description
Dead Tree on Swale

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-127	Sanitation requirements.	21

Officer Durgin presented the history of Case No. 07060065 located at 848 Hawthorne Drive regarding a dead tree in the swale.

Officer Durgin recommended that the Respondent be ordered to achieve compliance by no later than September 5, 2007, failing which a fine of \$250.00 per day shall be imposed for every day the violation continues to exist thereafter and that administrative costs in the amount \$151.71 shall be paid by the compliance date

MOTION: Board Member Maibach made a motion to find the violation and to give the Respondent until September 5, 2007, to come into compliance and to pay administrative costs in the amount of \$151.71. The Motion was seconded by Board Member Doughty and carried unanimously.

Agenda Number
2007-08-7

Case Number
07020028

Owner	Address
Shirley Jenkins	274 BAYBERRY DR Town of Lake Park FL, 33403
Description	
No-tag vehicle, fence in disrepair, illegal enclosure under stairs.	

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 54 BUILDINGS AND BUILDING REGULATIONS*	Sec. 54-100	Permits.	30
Chapter 68 OUTDOOR STORAGE*	Sec. 68-3	Outdoor storage for single-family and duplex sites.	5
Chapter 78 ZONING*	Sec. 78-115	Maintenance.	30

Officer Doris Bainter reviewed Case No. 07020028 involving outdoor storage of a no-tag vehicle and work performed without a permit which remain unresolved at 274 Bayberry Drive. The case file and photos were submitted as evidence.

Officer Bainter recommended that the Respondent be ordered to achieve compliance by no later than September 30, 2007, failing which a fine of \$100.00 per day shall be imposed for every day the violation continues to exist thereafter. Additionally, administrative hearing costs in the amount \$138.71 shall be paid by the compliance date.

Case Number	Date Issued	Req'd Action
2007-08-9	07070044	7/9/2007

Owner	Address
CESARD LOLY JEAN YANITE	215 EVERGREEN DR Town of Lake Park FL, 33403

Description
10 dogs on premises barking day and night and offensive odor in backyard.

Violations

<u>Ordinance/Regulation</u>	<u>Section</u>	<u>Description</u>	<u>Days to Comply within issuance date</u>
Chapter 10 ENVIRONMENT*	Sec. 10-157	Specific prohibitions.	7
Chapter 78 ZONING*	Sec. 78-35	Offensive, etc., uses.	7

Officer Bainter reviewed Case No. 07070044 and explained the unresolved code violations of barking dogs and a strong foul odor at 215 Evergreen Drive.

Officer Bainter recommended that the Respondent be ordered to achieve compliance by no later than August 30, 2007, failing which a fine of \$100.00 per day, per violation shall be imposed for every day the violations continue to exist thereafter. Additionally, administrative hearing costs in the amount \$146.92 shall be paid by the compliance date. The case file and photos were submitted as evidence.

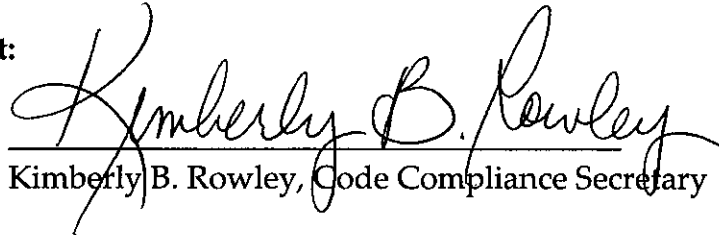
MOTION: Board Member Catasus made a motion to find the violation and to give the Respondent until August 30, 2007, to come into compliance, failing which a fine of \$100.00 per day, per violation shall be imposed and administrative costs in the amount of \$146.92 shall be paid by the compliance date. The Motion was seconded by Board Member Bursey and carried unanimously.

ADJOURNMENT

There being no further business items to come before the Code Compliance Board, the Meeting was adjourned at 8:10 p.m.

Desca Dubois, Chair

Attest:



Kimberly B. Rowley, Code Compliance Secretary

Approved on: _____

on 8/22/07 the
Commission
decided to
suspend the Code
Board due to
Budget Cuts.
Town Clerk
Vivian
Mendez